



PATENT
Attorney Docket No. 5225.0213

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
HIROTADA SASAKI) Group Art Unit: 3652
)
Application No.: 09/890,407) Confirmation No.: 1784
)
Filed: November 5, 2001) Examiner: T. Tran
)
For: ELEVATOR EMERGENCY)
STOPPING DEVICE)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R. § 1.705(b)

Applicant hereby submits this Application for Patent Term Adjustment in order for the Patent Office to reconsider the patent term adjustment ("PTA") for the above-identified application.

In the Determination of Patent Term Adjustment issued by the Patent Office, it was determined that the PTA is 111 days. However, for the following reasons, Applicant believes he is entitled to a PTA of 14 days.

The Patent Term Adjustment History in PAIR indicates a 228-day delay that appears to be based on the period commencing 14 months after Applicant's original U.S. filing date of July 31, 2001, and ending with the mailing of a Restriction Requirement on May 16, 2003. However, the present application is a National Stage application of International Application No. PCT/JP01/00059, filed under 35 U.S.C. § 371. After responding to a Notice of Missing Requirements dated

October 4, 2001, Applicant received a Notice of Acceptance dated December 6, 2001, indicating that Applicant had met the requirements of 35 U.S.C. § 371 on November 5, 2001.

Pursuant to 37 C.F.R. § 1.702(a)(1), the 14-month period for determining Patent Office delay commences on the date Applicant has "fulfilled the requirements of 35 U.S.C. § 371 in an international application." In the present application, Applicant fulfilled the § 371 requirements on November 5, 2001. Since the Restriction Requirement was dated May 16, 2003, the delay commencing 14 months after November 5, 2001, i.e., January 5, 2003, and ending May 16, 2003, is 131 days. As a result, the total PTA to which Applicant is entitled is 14 days.

A check in the amount of \$200.00 is enclosed with this Application. If any additional required fees are necessary, please charge to deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: _____

11/4/05

By: _____

Richard V. Burgujian
Reg. No. 31,744